

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

UNITED STATES OF AMERICA,

'12-MC-298

Petitioner,
v.

ORDER TO ENFORCE DEA
ADMINISTRATIVE SUBPOENA

STATE OF OREGON PRESCRIPTION
DRUG MONITORING PROGRAM,

Respondent.

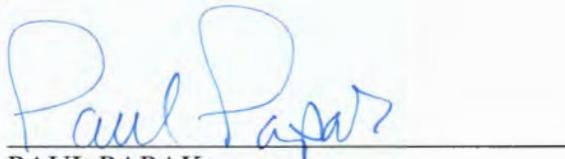
On Petition of the government,

IT IS HEREBY ORDERED:

That Oregon Revised Statute, Section 431.966(2)(a)(C) is preempted by Title 21 United States Code, Section 876, to the extent that the state statute requires a court order or showing of probable cause before compliance with an administrative subpoena from a federal agency; and

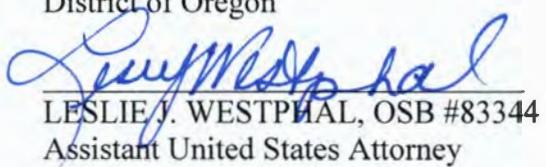
That the State of Oregon Prescription Drug Monitoring Program shall promptly comply with all federal administrative subpoenas henceforth.

Dated this 27th day of August, 2012.


PAUL PAPAK
United States Magistrate Judge

Submitted by:

S. AMANDA MARSHALL, OSB#95347
United States Attorney
District of Oregon


LESLIE J. WESTPHAL, OSB #83344
Assistant United States Attorney